FEB 07 2017

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

CREADELL HUBBARD,	) CASE NO. 7:16CV00188
Petitioner,	)
v.	) FINAL ORDER
CHARLES RATLEDGE, WARDEN,	
Respondent.	<ul><li>) By: Glen E. Conrad</li><li>) Chief United States District Judge</li></ul>

In accordance with the accompanying memorandum opinion, it is hereby

## ADJUDGED AND ORDERED

that the motion to dismiss is **GRANTED**; the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241, is **DISMISSED**; and this action is stricken from the active docket of the court.

Further, finding that petitioner has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), a certificate of appealability is **DENIED**.

ENTER: This \_\_\_\_ day of February, 2017.

Chief United States District Judge